

## **PLAN COMMISSION ORDER NUMBER 15-04**

**ORDER OF THE WESTFIELD-WASHINGTON ADVISORY PLAN COMMISSION  
DETERMINING THAT THE 2015 AMENDATORY DECLARATORY RESOLUTION  
AND THE ECONOMIC DEVELOPMENT PLAN OF THE LANTERN COMMONS  
ECONOMIC DEVELOPMENT AREA  
APPROVED AND ADOPTED BY THE  
WESTFIELD REDEVELOPMENT COMMISSION CONFORMS  
TO THE COMPREHENSIVE PLAN AND APPROVING  
THE 2015 AMENDATORY DECLARATORY RESOLUTION AND  
REVISIONS TO THE 2015 LANTERN COMMONS  
ECONOMIC DEVELOPMENT PLAN  
(Lantern Commons Economic Development Area, as amended)**

**WHEREAS**, on January 7<sup>th</sup>, 2008, the Redevelopment Commission (the “Redevelopment Commission”) of the City of Westfield (the “City”) adopted Declaratory Resolution No. 2-2008 (the “Original Declaratory Resolution”) establishing the Lantern Commons Economic Development Area (the “Original Area”) as an economic development area under Indiana Code 36-7-14 and Indiana Code 36-7-25 et seq., and all acts supplemental and amendatory thereto (collectively, the “Act”); and,

**WHEREAS**, the Original Declaratory Resolution (i) identified certain parcels of real estate to be included in and designated as the Original Area as required by Indiana Code 36-7-14-41, (ii) approved an economic development plan for the Original Area (the “Original Plan”), (iii) found that the Original Plan conforms to other development and redevelopment plans for the City, (iv) found that no Original Area residents will be displaced due to the Original Plan, and (v) designated the Original Area as an “allocation area” to be known as the “Lantern Commons Economic Development Allocation Area” as required by Indiana Code 36-7-14-39 (the “Original Allocation Area”) and approved and incorporated the Factual Report (the “Original Report”) supporting the Original Declaratory Resolution and the Original Plan presented at the January 7<sup>th</sup>, 2008 meeting of the Redevelopment Commission, which Original Plan contained specific recommendations for economic development of the Original Area, including road, infrastructure and drainage improvements to the Original Area and related improvements and equipment serving the Original Area as further described in the Original Plan (the “Original Project”); and,

**WHEREAS**, on January 28<sup>th</sup>, 2008, the Redevelopment Commission submitted the Original Declaratory Resolution, the Original Plan and supporting data to the Westfield-Washington Advisory Planning Commission (the “Plan Commission”) and the Plan Commission issued its written Order 08-01 approving the Original Declaratory Resolution and the Original Plan as submitted; and,

**WHEREAS**, on February 11<sup>th</sup>, 2008, the Common Council of the City (the “Common Council”) approved the (i) Order 08-01 of the Plan Commission, (ii) Declaratory Resolution No. 2-2008, (iii) and approved the creation of the Original Area and approved the actions of the Redevelopment Commission establishing the Original Area pursuant to Indiana Code 36-7-14-16(b) and Indiana Code 36-7-14-41(c); and,

**WHEREAS**, on February 13<sup>th</sup>, 2008, after publishing notice of and conducting a public hearing in accordance with the Act, the Redevelopment Commission adopted Resolution No. 3-2008 confirming the Original Declaratory Resolution; and,

**WHEREAS**, on June 12<sup>th</sup>, 2008, the Redevelopment Commission adopted Declaratory Resolution No. 16-2008 (the “2008 Amendatory Declaratory Resolution”) amending the Original Declaratory Resolution to expand the Original Area; and

**WHEREAS**, as required by the Act, on June 16<sup>th</sup>, 2008, the Redevelopment Commission submitted the 2008 Amendatory Declaratory Resolution to the Plan Commission and the Plan Commission issued its written Order approving the 2008 Amendatory Declaratory Resolution and development plan as submitted; and

**WHEREAS**, on June 23<sup>rd</sup>, 2008, the Common Council of the City approved the (i) Order of the Plan Commission, (ii) 2008 Amendatory Declaratory Resolution, (iii) Lantern Commons Economic Development Plan as revised, and (iv) action of the Redevelopment Commission pursuant to Indiana Code 36-7-14-16(b); and

**WHEREAS**, on June 23<sup>rd</sup>, 2008, after notice and a public hearing thereon, the Redevelopment Commission confirmed the 2008 Amendatory Declaratory Resolution by adoption of Confirmatory Resolution No. 17-2008; and

**WHEREAS**, the Redevelopment Commission desires to further amend the Original Declaratory Resolution, as hereto amended by the 2008 Amendatory Declaratory Resolution; and

**WHEREAS**, on February 2<sup>nd</sup>, 2015, the Redevelopment Commission adopted Declaratory Resolution No. 3-2015 (the “2015 Amendatory Declaratory Resolution”), further amending the Original Declaratory Resolution, to remove certain parcels and portions of parcels from the Lantern Commons Economic Development Area; and

**WHEREAS**, the Act requires approval by the Westfield-Washington Township Advisory Plan Commission (the “Plan Commission”) of the 2015 Amendatory Declaratory Resolution and the revision of the Lantern Commons Economic Development Plan to remove certain parcels and portions of parcels identified in the 2015 Amendatory Declaratory Resolution; and

**WHEREAS**, after being fully advised in the matter,

**NOW, THEREFORE, BE IT ORDERED BY THE WESTFIELD PLAN  
COMMISSION, AS FOLLOWS:**

**SECTION I.** The 2015 Amendatory Declaratory Resolution and the revision of the Lantern Commons Economic Development Plan to remove certain parcels and portions of parcels from the Lantern Commons Economic Development Area conform to the Comprehensive Plan of development for the City.

**SECTION II.** The revision of the Lantern Commons Economic Development Area and the revision of the Lantern Commons Economic Development Plan to remove certain additional parcels and portions of parcels from the Lantern Commons Economic Development Area each are, therefore, in all respects approved, ratified and confirmed.

**SECTION III.** The approval of the Original Plan as previously amended by this Plan Commission remains in full force and effect.

**SECTION IV.** The Secretary of the Plan Commission is hereby directed to file a copy of the 2015 Amended Declaratory Resolution with the permanent minutes of this meeting.

PASSED THIS 2<sup>nd</sup> DAY OF FEBRUARY, 2015, BY THE  
WESTFIELD-WASHINGTON PLAN COMMISSION, HAMILTON COUNTY, INDIANA.

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President, Plan Commission

ATTEST:

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Secretary, Plan Commission